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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
GARY JAMES ROLLER,)
)
Defendant.)
_____)

No. CR 08-00361(B) RMW

**NOTICE OF DISMISSAL AND
[] ORDER**

With leave of the Court, and pursuant to Federal Rule of Criminal Procedure 48(a), the United States Attorney for the Northern District of California dismisses count one of the above indictment without prejudice.

DATED: January 14, 2013

Respectfully submitted,

MELINDA HAAG
United States Attorney
/s/

HANLEY CHEW
Assistant United States Attorney
CAROLYNE A. SANIN
Special Assistant United States Attorney

[] ORDER

The Court hereby grants the government leave to dismiss count one of the indictment without prejudice.

DATED: FEB 1 1968

Ronald M. Whyte
THE HONORABLE RONALD M. WHYTE
United States District Court Judge